	Application No.	Applicant(s)
	Application 110.	Applicatings)
Notice of Allowability	09/822,154	IIVIMERIMAN, ROBERT A.
Notice of Allowability	Examiner	Art Unit
	Kimberly T. Wood	3632
The MAILING DATE of this communication appeal All claims being allowable, PROSECUTION ON THE MERITS IS herewith (or previously mailed), a Notice of Allowance (PTOL-85) NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT R	(OR REMAINS) CLOSED in or other appropriate communication is second communication.	this application. If not included
1. This communication is responsive to 10/14/04.		
2. The allowed claim(s) is/are <u>23,24 and 26</u> .		
3. \boxtimes The drawings filed on <u>6/22/01</u> are accepted by the Examin	er.	
 4. Acknowledgment is made of a claim for foreign priority ur a) All b) Some* c) None of the: 1. Certified copies of the priority documents have 2. Certified copies of the priority documents have 3. Copies of the certified copies of the priority do International Bureau (PCT Rule 17.2(a)). * Certified copies not received: 	been received. been received in Application	n No
Applicant has THREE MONTHS FROM THE "MAILING DATE" noted below. Failure to timely comply will result in ABANDONM THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.	of this communication to file IENT of this application.	a reply complying with the requirements
 A SUBSTITUTE OATH OR DECLARATION must be subm INFORMAL PATENT APPLICATION (PTO-152) which give 	itted. Note the attached EXA es reason(s) why the oath or	MINER'S AMENDMENT or NOTICE OF declaration is deficient.
6. CORRECTED DRAWINGS (as "replacement sheets") mus	t be submitted.	
(a) I including changes required by the Notice of Draftspers		v (PTO-948) attached
1) ☐ hereto or 2) ☐ to Paper No./Mail Date		
(b) ☐ including changes required by the attached Examiner's Paper No./Mail Date	s Amendment / Comment or	in the Office action of
identifying indicia such as the application number (see 37 CFR 1 each sheet. Replacement sheet(s) should be labeled as such in t	.84(c)) should be written on th he header according to 37 CF	e drawings in the front (not the back) of R 1.121(d).
 DEPOSIT OF and/or INFORMATION about the deposit attached Examiner's comment regarding REQUIREMENT 	sit of BIOLOGICAL MATE	ERIAL must be submitted. Note the
Attachment(s)		
1. Notice of References Cited (PTO-892)		ormal Patent Application (PTO-152)
2. Notice of Draftperson's Patent Drawing Review (PTO-948)	6. ☐ Interview Su Paper No./	ımmary (PTO-413), Mail Date
 Information Disclosure Statements (PTO-1449 or PTO/SB/0 Paper No./Mail Date 	8), 7. Examiner's	Amendment/Comment
4. ☐ Examiner's Comment Regarding Requirement for Deposit		Statement of Reasons for Allowance
of Biological Material	9. 🗌 Other	
	·	Kimberly T. Wood Primary Examiner Art Unit: 3632

This is office action for serial number 09/822,154, entitled Suction Cup Holder.

Examiner's Amendment

Authorization for this examiner's amendment was given in a telephone interview with D. Peter Hochbert on October 19, 2004.

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

The application has been amended as follows:

Claim 23, line 2, -- wire supports forming a-- has been
inserted before "shelf".

, line 3, "and having a section generally lying in a vertical plane, said sections having" has been deleted and --,-- has been inserted.

,line 4 --forming a section generally lying in a vertical plane-- has been inserted after "parallel wires".

,line 4 "for use with" has been deleted and --;-- has been inserted.

, line 7, "for" has been deleted

,line 7, "a" has been deleted before "suction cup" and --the-- has been inserted.

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,line 14, "segment" has been deleted and -- section-- has been inserted.

,line 10, "a" has been deleted before "suction cup" and -- the-- has been inserted.

,line 11, "a" has been deleted before "suction cup" and -- the-- has been inserted.

Claim 24, line 3, "one of" has been deleted and
 ,line 3, "sections" has been deleted and -section-has been inserted.

,line 3, "on said one" has been deleted and -said-has been inserted.

Claim 26, line 2, -- wire supports forming a -- has been
inserted before "shelf".

, line 3, "and having a section generally lying in a vertical plane, said sections having" has been deleted and --,-- has been inserted.

,line 3 --forming a section generally lying in a vertical plane-- has been inserted after "parallel wires".

,line 4 "for use with" has been deleted and --;-- has been inserted.

, line 7, "for" has been deleted

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,line 7, "a" has been deleted before "suction cup" and --the-- has been inserted.

,line 14, "segment" has been deleted and -- section-- has been inserted.

,line 10, "a" has been deleted before "suction cup" and -- the-- has been inserted.

,line 11, "a" has been deleted before "suction cup" and -- the-- has been inserted.

, line 14, "segment" has been deleted and --section-- has been inserted.

Allowable Subject Matter

Claims 23, 24 and 26 are allowed.

The following is an examiner's statement of reasons for allowance: the prior art does not disclose a wire fixture made of metal wires having a horizontal wire supports forming a shelf surrounded by vertical walls being parallel vertical wires; at least four vertical parallel wires forming a section; a resilient suction cup having a suction cup body, a neck, and an enlarged head; and a piece of metal wire bent in the from of a rectangle with rounded corners being dimensional to be both of sufficient size to enable the head of the suction cup to be

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forced into the rectangle and to hold the neck of the suction cup to retain the cup in the rectangle, the apparatus being attached to said two adjacent parallel wires of the said section with one pair of opposing parallel sides of said apparatus being parallel to said parallel wires of said section and the other pair of opposing parallel sides of said apparatus being perpendicular to said parallel wires of said section.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

The prior art discloses conventional wire fixtures or wire rectangular apparatuses with curved corners.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kimberly T. Wood whose telephone number is 703-308-0539. The examiner can normally be reached on Monday-Thursday 7:30am to 5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Leslie Braun can be reached on 703-308-2156. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Kimberly T. Wood Primary Examiner Art Unit 3632

October 19, 2004